



120

1FW RCE 1051 Patent

Attorney Docket No. 010830-121

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Maria DALKO et al.

Group Art Unit: 1651

Application No.: 10/076,418

Examiner: Ruth A. Davis

Filing Date: February 19, 2002

Confirmation No.: 9294

Title: COMPOSITION COMPRISING VITAMIN C PREPARED DURING APPLICATION, USE OF ENZYMES FOR FORMING VITAMIN C FOR TOPICAL USE, AND A COSMETIC TREATMENT METHOD

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL LETTER

MAIL STOP RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Customer Number 21839

Sir:

Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the

☐ \$385.00 (2801) ☒ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).

1. ☐ A. Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified in item 2 below.

☐ B. Applicant(s) previously submitted the following documents for which continued examination is requested:

☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on

☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

☐ Other:

2. The following documents are enclosed with this submission:

☒ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement (IDS).

☒ A Petition for Extension of Time.

☐ Other:

05/06/2004 SSESHE1 00000138 10076418

01 FC:1801

770.00 OP

3. ☐ Small entity status is hereby claimed.
☒ No additional claim fee is required.
☐ The fee is calculated below on the basis of the highest number of claims already paid for in this application prior to this submission:

CLAIMS					
	No. of Claims	Highest No. of Claims Thus Paid For	Extra Claims	Rate	Fee
Basic Application Fee (1001)					\$ 770.00
Total Claims	19	MINUS 30 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	3	MINUS 4 =	0	x \$86.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$290.00 (1203)					
Total Fee					\$ 770.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Amendment Fee					\$ 0.00
TOTAL FEE DUE					\$ 770.00

4. ☒ A check in the amount of \$ 770.00 is enclosed for the fee due.
5. ☐ Charge _____ to Deposit Account No. 02-4800 for the fee due.
6. ☐ Charge _____ to credit card. Form PTO-2038 is attached.
7. ☐ Applicant(s) requests suspension of action by the Office until at least _____, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

By



Erin M. Dunston

Registration No. 51,147

Filed: May 5, 2004



Patent
Attorney's Docket No. 010830-121

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP RCE
Maria DALKO <i>et al.</i>)	Group Art Unit: 1651
Application No.: 10/076,418)	Examiner: Ruth A. Davis
Filed: February 19, 2002)	Confirmation No.: 9294
For: Composition Comprising Vitamin C)	
Prepared During Application, Use of)	
Enzymes for Forming Vitamin C for)	
Topical Use, and a Cosmetic)	
Treatment Method)	

AMENDMENT AND REPLY TO ACCOMPANY RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Advisory Action mailed March 9, 2004, please amend the
above-identified patent application as follows: